

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

UNITED STATES OF AMERICA	*	CRIMINAL DOCKET NO.: 07-396
VERSUS	*	SECTION: "F" (2)
TREVIS M. COLLOR	*	
	* * *	

FACTUAL BASIS

If this case were to proceed to trial, the Government would prove the Defendant guilty beyond a reasonable doubt of Count One of the Indictment. The Defendant is charged with knowingly and intentionally possessing in and affecting commerce a firearm, after having been convicted of a crime punishable by imprisonment for a term exceeding one year; in violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2). The Government would establish the following through reliable and competent evidence:

1. On Wednesday, October 31, 2007, officers assigned to the New Orleans Police Department's ("NOPD") Violent Offenders Warrant Squad and deputy marshals assigned to the United States Marshals Service's ("USMS") Fugitive Task Force were following-up on information received regarding the whereabouts of two (2) black male subjects wanted for a homicide committed within

the City of New Orleans that had occurred four days earlier. In connection with that homicide, on October 29, 2007, two arrest warrants were issued for brothers Dustin and Damien Lee. Information received indicated that the wanted subjects were located in a tan house, second structure from the intersection of Phillip and Rousseau Streets. When the officers and deputy marshals arrived at the intersection of Phillip Street and Rousseau Street, a location within the Eastern District of Louisiana, they noticed the second house on the left side of Phillip Street was a tan “double” bearing the numerical addresses “504” and “506.”

2. NOPD Officers and Deputy U.S. Marshals then began to surround the residence. After covertly determining that the house was, in fact, occupied, NOPD Officer Scott Seymour and USMS Task Force Officer Travis St. Pierre entered the rear of the residence located at 504 Phillip Street by way of the side alley. Once inside, they encountered a black male subject, later identified as Sebastian C. CUEVAS. Officers Seymour and St. Pierre apprehended CUEVAS and another black male, later identified as the defendant, **TREVIS M. COLLOR**, near the rear bedroom of the house. (Both Dustin and Damien Lee were later located and arrested inside of 506 Phillip Street.)

3. Officers Seymour and St. Pierre located two (2) firearms on the bed in the rear bedroom of 504 Phillip Street. The firearms were later determined to be a Steyr Mannlicher Model M, 9mm semi-automatic pistol, bearing serial number 035867, and a Taurus Model PT945, .45 caliber semi-automatic pistol, bearing serial number NRG33528. The officers conducted a criminal history check on both subjects and learned that both CUEVAS and **COLLOR** previously had been convicted of felony offenses.

4. Both subjects were transported to the NOPD's Sixth District Station where they were to be interviewed by Bureau of Alcohol, Tobacco, Firearms & Explosives ("ATF") Special Agent ("S/A") Marlin Ford and ATF Task Force Officer ("TFO") Robert Stoltz.

5. After being advised of his rights per *Miranda*, **COLLOR** was interviewed by S/A Ford and TFO Stoltz. During the interview, **COLLOR** stated that he had purchased both of the above-mentioned firearms from a female at the Time Clock convenience store located on the West Bank. **COLLOR** went on to state that the firearms were purchased on two separate occasions in exchange for crack cocaine. When questioned further about the firearms, **COLLOR** stated that when he came to 504 Phillip Street earlier that day, he brought the 9mm Steyr Mannlicher with him. **COLLOR** indicated that he had brought the .45 caliber Taurus to the residence three (3) or four (4) days prior to this incident.

6. **COLLOR** is a convicted felon, having been found guilty on February 17, 2004, in the 24th Judicial District Court for the Parish of Jefferson, State of Louisiana, Case Number 03-7857 "G," of committing Simple Burglary, in violation of Louisiana Revised Statute 14:62, a crime punishable by imprisonment for a term exceeding one year.

7. The above-mentioned Steyr Mannlicher Model M, 9mm semi-automatic pistol, bearing serial number 035867, and Taurus Model PT945, .45 caliber semi-automatic pistol, bearing serial number NRG33528 are firearms as defined in Title 18, United States Code, Section 921(a)(3). Furthermore, neither was manufactured within the State of Louisiana, therefore, they have affected interstate commerce.

TREVIS M. COLLOR admits that he was in possession of the two above-mentioned firearms on or between October 27, 2007, and October 31, 2007, and he acknowledges that said conduct constitutes a knowing violation of Title 18, United States Code, Sections 922(g)(1) and 924(a)(2).

APPROVED AND ACCEPTED:

Date

TREVIS M. COLLOR
Defendant

Date

VALERIE WELZ JUSSELIN
Attorney for Defendant

Date

R. CHRISTOPHER COX III
Assistant United States Attorney